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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/629,213	07/29/2003	Steven Ausnit	769-222 Div. 5	5334

29540 7590 09/11/2006

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NEW YORK, NY 10036-7311

EXAMINER

PASCUA, JES F

ART UNIT	PAPER NUMBER
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3727

DATE MAILED: 09/11/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT	PAPER
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20060830

DATE MAILED:

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Commissioner for Patents

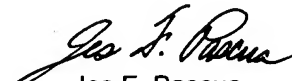
Receipt is acknowledged of a request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e) and a submission, filed on 06/07/2006. The submission, however, is not fully responsive to the prior Office action because the submission only includes an information disclosure sheet. Applicant's submission will not be considered a bona fide attempt to provide a complete reply to the final Office action, mailed 03/03/2006, and the period for reply will NOT be tolled. See MPEP 706.07(h)VI.

The decision by the Examiner, mailed 08/29/2006, to grant the petition to suspend prosecution, filed on 06/07/2006, is vacated and the Examiner's current decision is as follows:

Applicant's petition to suspend action, filed 06/07/2006, is denied since reexamination of U.S. Patent No. 6,347,885, which applicant has copied claims for purposes of provoking an interference, is not complete. See 37 CFR 41.102.

Furthermore, because a reply by applicant to the final Office action, mailed 03/03/06 is outstanding, for the reasons discussed above, applicant's petition to suspend action under 37 CFR 1.103(a) is denied.

attachment: PTOL-413B


Jes F. Pascua
Primary Examiner
Art Unit: 3727